GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Servants – Registration & Stamps Department – Sri I.Sai Mohan Rao, former Sub Registrar, Pentapadu, West Godavari District – Disciplinary proceedings initiated – Regular enquiry conducted – imposed a penalty of 10% cut in pension on permanently – orders issued – OA.No.2036/2011 filed before the Andhra Pradesh Administrative Tribunal –OA allowed - further action dropped - Orders – Issued.

REVENUE (VIGILANCE-II) DEPARTMENT

G.O.Rt.No.823 Dated: 02-08-2016

Read the following:

1. DIG, R&S, Eluru Procs.No.E1/108/2004-2, dated:12-02-2004.
2. WSD of Sri I.Sai Mohan Rao, former Sub Registrar, Penapadu, dated: 01-03-2004.
3. DIG, R&S, Eluru Lr.No.E1/108/2004, dated: 19-03-2004.
4. DR, R&S, Vijayawada Lr.No.G1/309/2004, dated: 30-09-2004.
5. Govt., Memo.No.2806/Vig.VI(1)/2004-3, dated: 05-12-2005.
6. Representation of Sri I.Sai Mohan Rao, Sub Registrar (Retired) dated: 21-06-2006.
7. Govt., Lr.No.2806/Vig.VI(1)/2004-6, dated:14-05-2007.
8. APPSC Lr.No.950/RT-I/1/2007, dated: 21-08-2007.
9. G.O.Rt.No.1411, Rev (Vig.VI) Deptt., dated: 06-11-2007.
10. Orders of APAT in OA.No.2036/2011 filed by Sri I.Sai Mohan Rao, former Sub Registrar (Retired), dated: 02-03-2016.
11. D&IG, R&S, AP., Hyd., Lr.No.Vig.3/1369/2004, dated: 10-05-2016.

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ORDER:

Whereas, it has been brought to the notice of the Government that on the allegation of embezzlement of Government money at Sub Registrar Office, Pentapadu, Bhimavaram Registration District, the Disciplinary Authority i.e., the Deputy Inspector General, Registration & Stamps, Eluru had initiated disciplinary proceedings against Sri I.Sai Mohan Rao, former Sub Registrar Grade-II (Retired) and certain others duly framing the following charges in the reference 1st read above.

Charge-I:

That Sri I.Sai Mohan Rao, Pentapadu (U/s), Bhimavaram Registration District, while functioning as Sub Registrar, Pentapadu is responsible for the embezzlement of the Government money by Sri M.Kondala Rao, formerly at Sub Registrar Office, Pentapadu, i.e., Collections made under section 41 of Indian Stamp Act by way of tampering challans and thereby deficit remittances into Sub Treasury through four challans amounting to Rs.43,000/- during the period from 01-10-2001 to 03-04-2002 at Sub Registrar Office, Pentapadu due to lack of supervision over the above said Attender and failed to detect the fraud.

Charge-II:

That Sri I.Sai Mohan Rao, Sub Registrar, Sub Registrar Offcie, Pentapadu (U/s), Bhimavaram Registration District while functioning as Sub Registrar, Pentapadu committed grave misconduct by way of failure to reconcile properly the collections under section 41 of Indian Stamp Act

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with the treasury figures as required in the Standing orders 1017, 1019, 1023 to 1027.

Charge-III:

That Sri I.Sai Mohan Rao, Sub Registrar, Sub Registrar Office, Pentapadu (U/s), Bhimavaram Registration District while functioning as Sub Registrar, Pentapadu committed grave misconduct by way of lack of supervision over the staff which was main cause for the embezzlement and by way of failure to maintain cash remittance book and improper maintenance of reconciliation register as required in Standing orders 1017, 1019, 1023 to 1027.

2) And whereas, on receipt of Written Statement of Defence from the Charged Officer in the reference 2nd read above, the Disciplinary Authority had appointed District Registrar, Registration & Stamps, Vijayawada as Inquiring Authority in the reference 3rd read above.

3) In the reference 4th read above, the Inquiring Authority submitted the report holding the charges held proved against the Charged Officer Sri I.Sai Mohan Rao, former Sub Registrar, Pentapadu among certain others. Since the Charged Officer retired from service on attaining age of superannuation, therefore, the Disciplinary Authority referred the matter to Government for taking necessary action under Rule 9 of Andhra Pradesh Revised Pension Rules, 1980.

4) Government, after careful examination of the findings of the Regular Enquiry Officer have provisionally decided to impose a penalty of 10% cut in pension permanently against Sri I.Sai Mohan Rao, former Sub Registrar, Pentapadu and accordingly issued a Show Cause Notice with a direction to show cause as to why the proposed punishment should not be imposed against him in the reference 5th read above.

5) The Charged Officer submitted representation in the reference 6th read above. Government, after following due procedure imposed a penalty of 10% cut in pension permanently against Sri I.Sai Mohan Rao, former Sub Registrar, Pentapadu (Retired) in the reference 9th read above.

6) Aggrieved by the above orders, the Charged Officer filed OA.No.2036/2011 before the Hon'ble Andhra Pradesh Administrative Tribunal with a prayer to set aside the penalty of 10% cut in pension permanently issued in the reference 9th read above. The Hon'ble Andhra Pradesh Administrative Tribunal have allowed the OA duly setting aside the impugned proceedings in G.O.Ms.No.1411, Revenue (Vigilance.VI) Department, dated: 06-11-2007 issued by the 1st Respondent i.e., Government and directed to release the withheld pension of the applicant within a period of three months from the date of receipt of a copy of this order".

7) Government have examined the matter in detail and decided to implement the orders of Hon'ble Andhra Pradesh Administrative Tribunal in the reference 10th read above i.e., to set aside the penalty of 10% cut in pension permanently against Sri I.Sai Mohan Rao, former Sub Registrar, Pentapadu (Retired) issued in the reference 9th read above and to drop further action in the matter against him.

8) Accordingly, Government hereby order to drop further action against Sri I.Sai Mohan Rao, former Sub Registrar, Pentapadu (Retired) on the subject

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matter duly implementing the orders of Andhra Pradesh Administrative Tribunal i.e., to set aside the penalty of 10% cut in pension permanently issued in the reference 9th read above.

9) The Director & Inspector General, Registration & Stamps, Andhra Pradesh, Hyderabad shall take necessary action in the matter accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

AJEYA KALLAM
SPECIAL CHIEF SECRETARY TO GOVERNMENT

To

The Director & Inspector General, Registration & Stamps,
Andhra Pradesh, Hyderabad

The Individual (through the Director & Inspector General, Registration & Stamps, Andhra Pradesh, Hyderabad with a request to serve the above order on the Charged Officer and furnish the served copy along with dated acknowledgement to Government for record).

Copy to:

The Deputy Inspector General, Registration & Stamps, Eluru.
The Government Pleader for Revenue (Services), Andhra Pradesh Administrative Tribunal, Hyderabad with reference to the orders of APAT in OA.No.2036/2011, dt:2-3-2016.
SF / SC

//FORWARDED :: BY ORDER//

SECTION OFFICER